
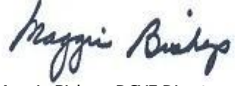


<b>1913 SECURE TRANSPORTATION</b>	
Chapter: <b>Services for Children, Youth, and Families</b>	Section: <b>Community-Based Services</b>
 <p>New Hampshire Division for Children, Youth and Families Policy Manual  Policy Directive: <b>06-04</b>  Effective Date: <b>March 6, 2006</b>  Scheduled Review Date:</p>	<p>Approved:</p>  Maggie Bishop, DCYF Director
Related Statute(s): <a href="#">RSA 135-C</a> , <a href="#">RSA 169-A</a> , <a href="#">RSA 169-B</a> , <a href="#">RSA 169-D</a> , and <a href="#">RSA 170-G</a> Related Admin Rule(s): <a href="#">He-C 6343</a> Related Federal Regulation(s):	Related Form(s): Bridges' Screen(s) and Attachment(s):

Secure transportation ensures that high-risk juvenile offenders are transported in a safe and humane manner that minimizes the risk of flight, and the risk of harm to the juvenile, the driver, and the public.

### Purpose

To define the purchased service specifications for Secure Transportation.

### Definitions

**"Absconder"** means an adjudicated juvenile delinquent or status offender on conditional release (probation) or parole (aftercare) who has left the jurisdiction without permission of the supervising authority.

**"Escapee"** means a child or youth who has fled from a correctional or detention facility, or from the custody of a correctional officer.

**"Runaway"** means a non-delinquent child or youth who has left the home of his parent, guardian or other person entitled to custody, without permission and whose whereabouts are unknown.

**"Secure Transportation Services"** means transportation of children who are adjudicated juvenile offenders, who are considered to be at risk of flight from custody, present significant behavior management issues, or exhibit harmful behaviors toward themselves or others, and who require physical restraint while being transported.

**"Service Code"** is JS.

**"Service Unit"** means fifteen (15) minutes.

### Policy

#### Service Population

- I. Secure transportation services shall be provided for children who:
  - A. Are between the ages of 12 and 20;
  - B. Are before the court as runaways, escapees or absconders pursuant to the Interstate Compact on Juveniles, RSA 169-A;
  - C. Are before the court adjudicated as delinquent children pursuant to RSA 169-B;

- D. Are before the court adjudicated as children in need of services pursuant to RSA 169-D;
- E. Are considered to be at risk of flight from custody;
- F. Present significant behavior management issues;
- G. Exhibit safety concerns regarding themselves or others; or
- H. Require physical restraint while being transported.

### **Provider Qualifications and Requirements**

- I. Providers must be public law enforcement agencies that are currently enrolled and certified pursuant to RSA 170-G:4, XVIII.
- II. Providers must only use personnel to provide the service that have been trained and certified as police officers by the NH Police Standards and Training Council.
- III. Officers who provide Secure Transportation services must use secure, law enforcement agency vehicles assigned by their departments.

### **Service Provision Guidelines**

- I. The following conditions must be met prior to authorization of Secure Transportation:
  - A. When the child or youth is before the court as a Runaway, Escapee or Absconder pursuant to the Interstate Compact on Juveniles (RSA 169-A), or as a delinquent whose rendition is being sought pursuant to RSA 169-A:11:
    - 1. The apprehending law enforcement agency provides any required transportation without cost to DCYF between the time of apprehension and the issuance of the court order for return of the child or youth to the requesting out-of-state jurisdiction; and
    - 2. DCYF pays the costs of court-ordered secure transportation services from the court or holding facility to the point of departure when the court orders the return of the child or youth to the requesting out-of-state jurisdiction;
  - B. When the child or youth is before the court alleged or adjudicated to be a delinquent child pursuant to RSA 169-B, or a child in need of services pursuant to RSA 169-D:
    - 1. The apprehending law enforcement agency provides any required transportation without cost to DCYF between the time of arrest or apprehension and the issuance of the dispositional order by the court, including any transportation resulting from an initial order committing a delinquent child to the Youth Development Center of the NH Division for Juvenile Justice Services; and
    - 2. DCYF pays the costs of court-ordered secure transportation services subsequent to the initial dispositional hearing, excluding any initial court order committing a delinquent child to the Youth Development Center;
  - C. The child or youth meets the following criteria:
    - 1. Is at risk of flight from custody; or

2. Presents significant behavior management issues; or
  3. Exhibits safety concerns regarding self or others; and
  4. Is too risky or unsafe for DCYF staff, parents or a non-secure provider to transport; and
  5. Requires physical restraint; and
  6. Is between the ages of 12 and 20;
- D. All other means of safe transportation have been considered and are found to be unavailable or unacceptable; and
- E. The court has ordered secure transportation.
- II. The JPPO must notify the provider of the need and arrangements to be made for Secure Transportation prior to obtaining the court order whenever possible, and immediately upon receipt of the court order.
- III. When Secure Transportation is being requested, the JPPO must obtain supervisory approval, in advance whenever possible.
- IV. Secure transportation services must not be used for the purpose of transporting a child or youth to the NH Hospital or other designated receiving facility pursuant to an Involuntary Emergency Admission (RSA 135-C) proceeding. The authority and responsibility for law enforcement agencies to deliver persons to the receiving facility have been established by RSA 135-C:29 ("Delivery to Receiving Facility"), 135-C:62 ("Custody and Transportation") and 135-C:63 ("Duty to Transport").

**Payment Procedures:**

- I. Upon receipt of the court order, the JPPO authorizes the Service Authorization to be entered on the NH Bridges case management system.

<b>Practice Guidance</b>
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**What is the Service Rate for this Service?**

- Refer to [Item 2700 Rates](#) (Fiscal Management Chapter, Rates Section) for current rate.